

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(healre01.012)

Applicant: Falchuk, et al. **Confirmation No.:** 7848

Application No: 09/730,299 **Group Art Unit:** 3626

Filed: 12/05/2000 **Examiner:** Pass, Natalie

Title: *A medical consultation management system*

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Commissioner for Patents
Alexandria, VA 22313-1450
Filed via EFS

Response to a non-final Office action under 37 C.F.R. 1.111

Summary of the prosecution

In a final Office action mailed 7/5/2006, Examiner rejected claims 1-4 under 35 U.S.C. 112, second paragraph as being vague and indefinite and persisted in her rejections of claims 1 and 2 under 35 U.S.C. 102 as anticipated by Telemedicine and of claims 3-4 under 35 U.S.C. 103 as obvious over the combination of Telemedicine and Abrahamson. Applicants filed an RCE with a *Submission* on 6 November 2006 which amended claims 1,3, and 4 to overcome the rejection under 35 U.S.C. 112. The *Submission* further included a traversal of the rejections under 35 U.S.C. 102 and 103.

Examiner mailed a non-final Office action in the RCE on 12/18/2006. In the Office action, Examiner rejected claims 1 and 2 under 35 U.S.C. 101 as directed to non-statutory subject matter, rejected claims 1 and 2 under 35 U.S.C. 103 as unpatentable over the combination of Telemedicine and *Bringing Health Care On Line: The role of Information Technologies*, Chapter 5: "Telemedicine: Remote Access to Health Services and Information", September 1995, which may be found at www.wws.princeton.edu/ota/disk1/1995/9507/950707.pdf and www.wws.princeton.edu/ota/disk1/1995/9507/950701.pdf, hereinafter "Remote". Applicants are amending claim 1 to overcome the rejection under 35 U.S.C. 101 and are traversing the rejection under 35 U.S.C. 103.